

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JACK NORTON,

Plaintiff,

-against-

**PROPOSED ORDER TO  
UNSEAL CRIMINAL  
RECORDS**

21-CV-04884 (FB) (JRC)

CITY OF NEW YORK, MAYOR BILL DE BLASIO; NEW  
YORK CITY POLICE DEPARTMENT, COMMISSIONER  
DERMOT SHEA, NYPD CHIEF OF DEPARTMENT  
TERENCE MONAHAN, NYPD OFFICER JONATHAN  
WARFIELD, NYPD SERGEANT BILAL ATEs; JOHN  
AND JANE DOES 1-5,

Defendants.  
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**UPON THE JOINT APPLICATION** of the parties for the unsealing of records  
pertaining to the arrests and summonses of any individuals identified in the Civilian Complaint  
Review Board Investigation File No. 202003813 that may be sealed and protected from disclosure  
by New York Criminal Procedural Law §§ 160.50 and/or 160.55;

**WHEREAS** the information sought is material and relevant to the above-captioned civil  
action currently pending in the Eastern District of New York, brought by Plaintiff and being  
defended by the Office of Corporation Counsel; and

**WHEREAS** the Court has the inherent authority to unseal these records in connection  
with this action, see, e.g., Schomburg v. Bologna, 298 F.R.D. 138, 141(S.D.N.Y. 2014) (“Federal  
courts can and commonly do order production of documents sealed under Section 160.50”);

**IT IS HEREBY ORDERED** that documents and information pertaining to the arrests and summonses of any non-party individuals, that are contained within Civilian Complaint Review Board Investigation File No. 202003813 that may be sealed pursuant to New York Criminal Procedure Law (“CPL”) §§ 160.50 and 160.55 are unsealed and may be made available for use in this civil action;

**IT IS FURTHER ORDERED** that any such documents or information unsealed as a result of this Order shall be deemed Confidential within the meaning of the Confidentiality Order in operation in this case and used only for the purposes of prosecuting and defending Plaintiff’s claims in this civil suit.

**SO ORDERED.**

Dated: September 1, 2022  
Brooklyn, New York

S/ James R. Cho  
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HON. JAMES R. CHO  
UNITED STATES MAGISTRATE JUDGE